

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

NATIONAL SWIMMING POOL )  
FOUNDATION, a Colorado )  
Nonprofit Organization, )

Plaintiff, )

8:10CV117

V. )

KATHLEEN KELLEY, in her )  
official capacity as Chief )  
Administrative Officer, Douglas )  
County, State of Nebraska, )  
DOUGLAS COUNTY, State of )  
Nebraska, ADI POUR, in his official )  
capacity as Director, Health )  
Department, Douglas County, State )  
of Nebraska, DOUGLAS CLARK, in )  
his official capacity as Chief Division )  
of Environmental Health, Health )  
Department, Douglas County, State )  
of Nebraska, BRUCE D. DART, in )  
his official capacity as Health )  
Director, City of Lincoln-Lancaster )  
County Health Department, State of )  
Nebraska, CITY OF LINCOLN, State )  
of Nebraska, LANCASTER )  
COUNTY, State of Nebraska, JOHN )  
DOES, 1-4, and JANE DOES, 1-4, )

Defendants. )

**ORDER**

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Pursuant to the stipulated motion for dismissal of Plaintiff's claims against Defendants Douglas County, Nebraska; Kathleen Kelly, in her official capacity as

Chief Administrative Officer for Douglas County; Adi Pour, in her official capacity as Director, Health Department; and Douglas Clark, in his official capacity as Chief, Division of Environmental Health, Health Department (collectively the “Douglas County Defendants”) ([filing 65](#)),

IT IS ORDERED:

1. Plaintiff’s claims against the Douglas County Defendants (Douglas County, Nebraska; Kathleen Kelly; Adi Pour and Douglas Clark) are hereby dismissed with prejudice, with each party to pay its respective attorney’s fees and costs;
2. Plaintiff’s claims against the remaining parties to this litigation remain pending.

January 3, 2011.

BY THE COURT:

*Richard G. Kopf*

United States District Judge